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JUN 3 1994

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

Before the
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

In the Matter of	)	
	)	
Implementation of Section 309(j)	)	PP Docket No. 93-253
of the Communications Act	)	
Competitive Bidding Treatment of	)	
Designated Entities	)	

To: The Secretary

EX PARTE PRESENTATION

MasTec, Inc. submits an original plus one copy of this memo and attached letter (sent ex-parte via facsimile to Commissioner Susan Ness) for inclusion in the record of the above-referenced rule making proceeding.

Respectfully submitted,

Matthew L. Leibowitz
Counsel for MasTec, Inc.

June 2, 1994

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June 2, 1994

Via Facsimile

Commissioner Susan Ness
Federal Communications Commission
1919 M Street, NW
Washington, DC 20554

Re: Personal Communications Services

Dear Commissioner Ness:

I would like to express my appreciation for our meeting on Tuesday to discuss minorities and other Designated Entities participation in PCS.

It is my understanding based on several of those meetings that the FCC is now entertaining a proposal that in lieu of a Designated Entities set-aside it will create a separate frequency block for new entities with a maximum gross revenues of $100,000,000.00. As we previously discussed, it is evident that the cost of acquiring these frequencies through the auction process, as well, as the cost of construction and operation will be immense. Thus, limiting the participation in the new entrant spectrum block to companies with only $100,000,000.00 in revenue will likely lead to the self fulfilling prophecy that these entities will not be able to participate in acquiring and constructing these facilities. Further, these Designated Entities may not have the financial strength to maintain true ownership and independent control in potential joint ventures.

Under this limitation, MasTec, Inc., (formerly Burnup & Sims and Church & Tower) which is owned and controlled by Jorge Mas Canosa and his family, would not be eligible to participate in this block. MasTec, Inc. has annual revenues of $178,126,000.00, according to the Burnup & Sims Notice of 1993 Annual and Special Meeting and Proxy Statement issued on

February 10, 1994. It is significant to note that notwithstanding this revenue, MasTec, Inc. had only $525,000.00 in net income for the same period. Thus, MasTec, Inc., one of the few minority controlled companies with the financial wherewithal to participate in PCS would be excluded from participation in this new block.

Accordingly, we would respectfully request that in the event the FCC entertains this proposal for a new competitive block, that the $100,000,000.00 threshold be raised to $200,000,000.00 to allow minority companies such as MasTec, Inc. to participate.

With respect to our discussion concerning staggered auctions to allow for calculation of an adequate bidding credit, I still remain skeptical. The amount of time for the FCC to calculate the fair market value, as compared to the auction price, and then calculate a sufficient bidding credit will be significant. Then adequate time must be given for Designated Entities to negotiate and "paper" joint ventures. The result will be a significant headstart for the licensees of the first and second blocks, which I believe could be fatal for the ultimate successful Designated Entity. Further, Wall Street may not be willing to find the last entry into the market.

Sincerely yours,

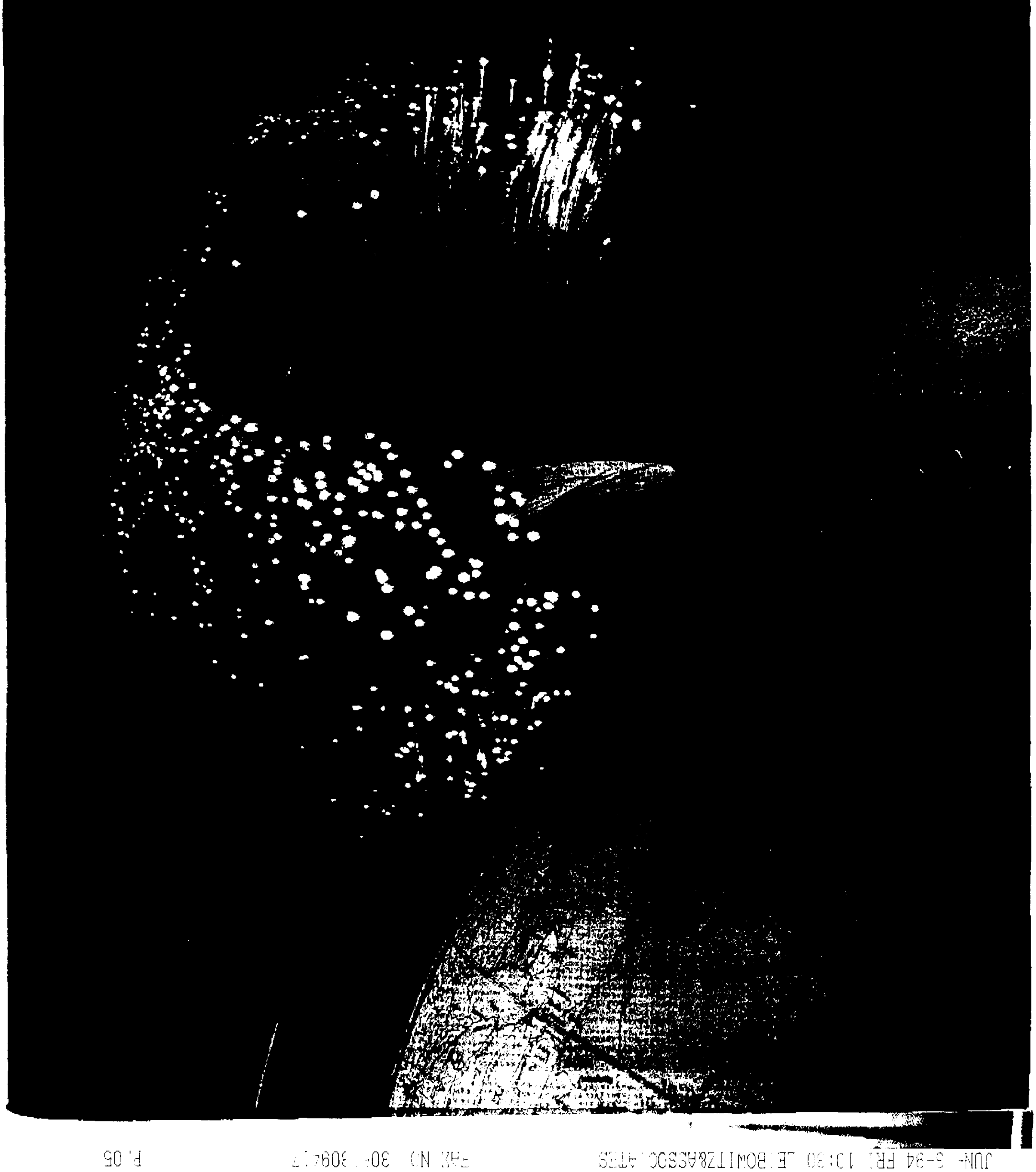
Matthew L. Leibowitz

MLL/mdr

Enclosure

cc: Gregory Vogt, Esquire

Burnup & Sims Notice of 1993 Annual and Special Meeting and Proxy Statement



Burnup & Sims / CT Group
Pro Forma Financial Statements
Unaudited Condensed Consolidated Statement of Operations
Twelve Months
(In Thousands except per share data)

	CT Group	Burnup & Sims	Pro Forma Adjustments	Combined Pro Forma
Revenues	$ 34,136	$ 143,990	$	$ 178,126
Costs and Expenses				
Costs of Revenues	22,163	126,233		148,396
General and Administrative	2,937	17,075		20,012
Depreciation and Amortization	371	6,600	(207) (14)	6,764
Interest Expense	35	4,718	240 (15)	4,993
Other - Net	350	(5,906)	2,681 (16)	(2,875)
Total Costs and Expenses	25,856	148,720	2,714	177,290
Income (Loss) Before Income Taxes	8,280	(4,730)	(2,714)	836
Provision (Credit) for Income Taxes	3,229 (17)	(1,738)	(1,180) (18)	311
Net Income (Loss)	$ 5,051	$ (2,992)	$ (1,534)	$ 525
Earnings (Loss) per Share	$ 4,592	$ (0.34)		$ 0.03
Average Shares Outstanding (000's)	1	8,768	7,095 (19)	15,864

See Notes to Pro Forma Financial Statements.